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General Assembly

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Fifty-seventh session
Item 17 (d) of the preliminary list*
Appointments to fill vacancies in subsidiary organs and other appointments

Appointment of members of the United Nations Administrative Tribunal

Note by the Secretary-General**

1. By its resolution 55/159 of 12 December 2000, the General Assembly amended the statute of the United Nations Administrative Tribunal (General Assembly resolution 351 A (IV) of 24 November 1949) as indicated below.

2. Article 3, paragraphs 1 and 2, of the statute of the United Nations Administrative Tribunal (General Assembly resolution 55/159) provides:

> "1. The Tribunal shall be composed of seven members, no two of whom may be nationals of the same State. Members shall possess the requisite qualifications and experience, including, as appropriate, legal qualifications and experience. Only three members shall sit in any particular case.
>
> "2. The members shall be appointed by the General Assembly for four years and may be reappointed once. A member appointed to replace a member whose term of office has not expired shall hold office for the remainder of his or her predecessor's term, and may be reappointed once."

3. In paragraph 2 of its resolution 55/159, the General Assembly also decided that members serving on the Tribunal as at 1 January 2001 should have their current term of office extended by one year, and that thereafter, provided that they had not served on the Tribunal for more than seven years, they might be reappointed once.

* A/57/50/Rev.1.

** The document was submitted late to the conference services without the explanation required under paragraph 8 of General Assembly resolution 53/208 B, by which the Assembly decided that, if a report is submitted late, the reason should be included in a footnote to the document.

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4. The present membership of the Administrative Tribunal is the following:

Mr. Julio Barboza (Argentina)**
Mr. Omer Yousif Bireedo (Sudan)***
Ms. Marsha A. Echols (United States of America)*
Mr. Spyridon Flogaitis (Greece)***
Mr. Mayer Gabay (Israel)**
Mr. Kevin Haugh (Ireland)*
Ms. Brigitte Stern (France)***

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* Term of office expires on 31 December 2002.

** Term of office expires on 31 December 2003.

*** Term of office expires on 31 December 2004.

5. Since the terms of office of Ms. Echols and Mr. Haugh will expire on 31 December 2002, it will be necessary for the General Assembly at its fifty-seventh session to appoint two persons to fill the resulting vacancies. The persons so appointed will serve for a period of four years, beginning on 1 January 2003.

6. At previous sessions, the Fifth Committee submitted to the General Assembly a draft decision containing the names of the persons recommended for appointment. It is suggested that a similar procedure be followed at the fifty-seventh session.